
UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS

JOHN EDWARD WEEKS, §
TDCJ 484085, §
Plaintiff, §
§
versus § CIVIL ACTION H-06-3472
§
TDCJ DIRECTOR, §
ET AL., §
Defendants §

Opinion on Dismissal

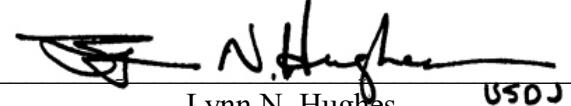
John Edward Weeks sues as a pauper. 28 U.S.C. § 1915. He claims civil rights violations. 42 U.S.C. § 1983. Weeks is incarcerated in a state prison.

Weeks has sued about 14 other times in district court, including transfers. Three of these lawsuits were dismissed as frivolous or for failure to state a claim. *See Weeks v. County of Denton, et al.*, 4:90cv221 (E.D.Tex.); *Weeks v. Shipman, et al.*, 4:91cv222 (E.D.Tex.); and *Weeks v. Richards, et al.*, 4:92cv1085 (S.D.Tex.). When Weeks sued, he was confined in prison or jail. These other cases were dismissed before Weeks filed this case.

A prisoner may not bring a civil action in federal court as a pauper if, while incarcerated, he brought three actions which were dismissed as frivolous, malicious, or for failure to state a claim, unless he is under imminent danger of serious physical injury. 28 U.S.C. § 1915(g). Weeks's papers do not show such danger.

This complaint is dismissed. 28 U.S.C. § 1915(g). Weeks's motion to proceed as a pauper (2) is denied.

Signed November 21, 2006, at Houston, Texas.



Lynn N. Hughes
United States District Judge